IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 21072 of 2004

Between:

Bhoomaiah, S/o Late Pentaiah,
R/o 6-6-188 to 190, Jeera Compound, Secunderabad

... PETITIONER

AND

The Deputy Commissioner, Endowment Department, Government of A.P.,Tilak Road, Hyderabad

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any Writ, Order or direction more particularly in the nature of Writ of Mandamus declaring the action of Respondent in not giving disposal to the application filed by him dated 23-08-2004, seeking permission to fence the property, etc., measuring 743.61 Sq.Yds in his occupation covered by municipal number 6-6-188 to 90 situated a Kavadiguda, Zeera Complex, Secunderabad as bias illegal, consequently direct the respondent to dispose of the application of petitioner dated 23-08-2004 expeditiously and pass such other order or orders as this Hon'ble Court deems fit in the circumstances of the case.

Counsel for the Petitioner: MR.S.BALCHAND

Counsel for the Respondent: GP FOR ENDOWMENTS

The Court at the stage of admission made the following:

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ORDER:

This writ petition is filed seeking a direction to the respondent, Deputy Commissioner, Endowment Department to dispose of the application dated 23.8.2004 filed by the petitioner seeking permission to fence an extent of 743.61 sq. yards in land bearing municipal No.6-6-188 to 190 of Kavadiguda, Zeera Complex, Secunderabad. The petitioner alleges that he is in possession of the same and fencing is needed to protect his possession.

2. Learned Government Pleader for Endowments has placed before this Court, the order dated 10.2.2005 passed by the respondent, which is to the effect that the respondent rejected the application of the petitioner dated 23.8.2004, on the ground that the petitioner is not in possession of the land in question and he was directed to take away the machinery and material immediately. In that view of the matter, nothing survives to adjudicate in this writ petition.

3. The writ petition is accordingly closed. There shall be no order as to costs.

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L.NARASIMHA REDDY, J

Dated : 24.02.2005.

RAR

To

1. The Deputy Commissioner, Endowment Department, Government of A.P.,Tilak Road, Hyderabad
2. 2 CCs to G.P for Endowments, High Court Buildings,

   Hyderabad (OUT)

3) 2 CD copies.